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**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

ELASTICSEARCH, INC., a Delaware
corporation, and ELASTICSEARCH B.V., a
Dutch corporation ,

Plaintiffs,

v.

FLORAGUNN GmbH, a German corporation,
Defendant.

Case No. 4:19-cv-05553-YGR

**NON-PARTY IBM CORPORATION'S
SUBMISSION OF DECLARATION IN
SUPPORT OF PLAINTIFFS'
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL (ECF NO. 178)**

United States District Court
Northern District of California

1 In accordance with Civil Local Rules 7-11(b) and 79-5(e)(1) and this Court's Standard
2 Order on Administrative Motions to Seal, Non-Party IBM Corporation ("IBM") submits as
3 Attachment 1 the Declaration of IBM ("IBM Declaration") in support of Plaintiffs Elasticsearch,
4 Inc. and Elasticsearch B.V. (collectively, "Elastic")'s Administrative Motion to File Under Seal
5 Portions of (1) Plaintiffs' Opposition to Defendant's Motion to Exclude Portions of Testimony of
6 Plaintiffs' Expert Matthew Lynde ("the Lynde Opposition"), and (2) Exhibits 2, 3, 5, 6, 7, 12, 13,
7 and 15 to the Declaration of David R. Eberhart in Support of Plaintiffs' Opposition to Defendant's
8 Motion to Exclude Portions of the Expert Testimony of Plaintiffs' Expert Matthew Lynde (the
9 "Eberhart Declaration") (ECF No. 178) (the "Motion"). The IBM Declaration establishes that
10 Exhibits 5 and 7 to the Eberhart Declaration and certain specified portions of the Lynde
11 Opposition should be sealed.

12
13 Dated: September 17, 2021

Respectfully submitted,

14 HOGAN LOVELLS US LLP

15 /s/ Gurtej Singh

16 Gurtej Singh

17 *Attorneys for Non-Party IBM Corporation*